

June 1, 2020

The Mahaska County Board of Supervisors met in regular session on the above date at 9:00 a.m. in the third floor conference room of the Mahaska County courthouse. Present were the following board members: Chairman – Mark Groenendyk; Vice chairman – Steve Wanders and Member – Steve Parker. Also present in person were Joe Lancello, KBOE; RD Keep, The Sun; Russ VanRenterghem, Sheriff; Darin Hite, IT; Tom Flaherty, Econ Dev; Mike Rodwell, Sec Rd and Susan Brown, Mahaska County Auditor. This meeting was live streamed by Communications Research Institute of William Penn University.

Chairman Groenendyk opened the meeting at 9:00 a.m. with a moment of silence.

It was moved by Wanders seconded by Parker to approve agenda for today's meeting. All present voted aye. Motion carried.

Public Comments: None

It was moved by Parker seconded by Wanders to approve minutes for May 18 & 21 meetings. All present voted aye. Motion carried.

It was moved by Wanders seconded by Parker to approve bills for May totaling \$2,084,782.01. All present voted aye. Motion carried.

It was moved by Wanders seconded by Parker to approve six month Class B Beer liquor license for Eddyville Raceway Park effective June 1, 2020. All present voted aye. Motion carried.

It was moved by Wanders seconded by Parker to approve 28E between City of Barnes City, Mahaska County, and Sheriff for 1 hour of patrol and traffic enforcement at \$42.00 per hour; totaling \$42.00 for FY21. All present voted aye. Motion carried.

Bids for mowing at the Mahaska Building, 410 S 11th St, Oskaloosa were opened: S Thomas: \$75; J Beal: \$150; CB Lawn Care: \$95; db Landscaping: \$45; JA Mowing: \$101.65 per trimming and mowing. It was moved by Groenendyk seconded by Parker to award to db Landscaping at \$45/per time. All present voted aye. Motion carried.

It was moved by Wanders seconded by Groenendyk to approve the following resolution. All present voted aye. Motion carried.

RESOLUTION #2020-15

**A RESOLUTION AMENDING THE SOUTH CENTRAL
BEHAVIORAL HEALTH REGION 28E AGREEMENT**

WHEREAS, Mahaska County is a member of the South Central Behavioral Health Region created by a 28E Agreement and,

WHEREAS, the SCBHR is governed by the governing board and,

WHEREAS, the governing board has determined that the 28E Agreement needs to be amended and,

WHEREAS, the governing board has amended the 28E sections as follows highlighted in yellow-

*4.2 Director Vacancies – Added

b.) All Other Directors. If a vacancy occurs during the term of a Director appointed pursuant to Iowa Code section 331.390(2)(b), (d), (e), (f), or (g), due to death, resignation or removal of such Director, the vacancy shall be filled within thirty (30) calendar days of its occurrence by the committee having the right of appointment for the remainder of the unexpired term.

c.) Abandonment of Office: If a Director appointed pursuant to Iowa Code section 331.390(2)(b), (d), (e), (f), or (g) is absent from three (3) consecutive meetings or more, the committee having the right of appointment may by majority vote remove such Director and the vacancy shall be filled pursuant to subsection b for the remainder of the unexpired term.

*4.3 Voting Procedures for Governing Board- Language change

- b.) Voting directors shall consist of all County-Appointed and Regular Directors. Except as provided in subsection d, each County-Appointed and Regular Director shall have one (1) vote. Nonvoting Directors shall have no vote.
- c.) A quorum must be present in order for the Governing Board to take action. A quorum shall consist of the majority of voting directors. Except as provided in subsection d, the Governing Board shall take action when the majority of votes cast are in support of a motion.
- d.) For any budget or levy recommendation, each County-Appointed Director shall have four (4) votes and each Regular Director shall have one (1) vote. The Board shall only take action on a budget or levy recommendation if twelve (12) votes or more are cast in support of the motion. County-Appointed Directors shall not abstain from voting on a budget or levy recommendation. County-Appointed Directors are prohibited from split voting and each County-Appointed Directors must cast all his or her votes either for or against a motion
- e.) Voting shall be done by roll call vote. Proxy voting will not be allowed; however, a Governing Board Director may attend via electronic and telephonic means and be considered present for purposes of quorum and voting.

*4.8 Duties of Committees- Added

Representation of committee members will be spread out among counties if possible.

5.5 Member County Withdrawal/Removal

a) Member County Withdrawal- Added

Any member county, by resolution of its Board of Supervisors, may withdraw from the Region by giving written notice to the Governing Board of the Region no later than December 1st prior to the end of the fiscal year the withdrawal will be effective. Withdrawal shall not relieve the withdrawing member county of the obligation to pay its share of the expenses of the Region incurred during the fiscal year in which the withdrawal occurs and any other past due amounts. Services of the Region shall continue to be provided to the withdrawing member county until the date of withdrawal, so long as such member county remains in good standing as provided in Section 5.6 below. Upon withdrawal, member counties shall receive the dollars that were contributed to the reinsurance mechanism established in the Region Fund, after all bills have been paid. A proportion of remaining Regional fund dollars will be returned proportional to that county's contribution to the Regional fund in that fiscal year if available. Please refer to section 7.1 Regional Finances.

NOW THEREFORE BE IT RESOLVED by the Mahaska County Board of Supervisors that they do approve Resolution # 2020-15 authorizing the above-mentioned change in the SCBHR 28E Agreement and authorize the Chair to sign the amended 28E Agreement.

Passed and adopted this 1st day of June 2020.

It was moved by Wanders seconded by Parker to authorize chairman to sign documents finalizing Mahaska County Health Plan renewal for FY21. All present voted aye. Motion carried.

It was moved by Groenendyk seconded by Wanders to add the following as seasonal employees in Secondary Road effective June 1, 2020: Riley Conrad and Larry VanMersbergen at hourly rate of \$16.00. All present voted aye. Motion carried.

It was moved by Groenendyk seconded by Wanders to approve bridge federal aid swap funding agreement with Iowa DOT for Project No. BROS-SWAP-CO62(96)-FE-62 (Elk Creek bridge on 110th St). All present voted aye. Motion carried.

It was moved by Groenendyk seconded by Parker to approve final plans for bridge project No. BROS-SWAP-CO62(96)—FE-62 (Elk Creek bridge on 110th St). All present voted aye. Motion carried.

It was moved by Groenendyk seconded by Wanders to approve the following resolution. All present voted aye. Motion carried.

**MAHASKA COUNTY
RESOLUTION NO. 2020-14**

**28E Agreement with Marion Co. Regarding
Maintenance of Portable Traffic Lights Purchased Under a Traffic Safety Improvement
Program Grant from the Iowa Department of Transportation**

WHEREAS, Mahaska County and Marion County are public agencies as is defined by Section 28E.2 of the Code of Iowa, and

WHEREAS, Section 28E.3 of the Code of Iowa provides that any power or powers, privileges or authority exercised or capable of exercise by a public agency of the State of Iowa may be exercised and enjoyed jointly by a public agency of the State of Iowa having such power or powers, and

WHEREAS, Mahaska County submitted an application to the Iowa Department of Transportation for funding through the Traffic Safety Improvement Program (TSIP) under Iowa Code Section 312.2(11), and the application was approved by Transportation Commission Order No H-2020-32 on December 10, 2019, see attached agreement.

WHEREAS, Mahaska County is responsible for the purchase of portable traffic signals to be used countywide in Mahaska and Marion Counties and the development of a sharing agreement, per Iowa Code Chapter 28E

WHEREAS, all County Boards of Supervisors have informed themselves as to the proposed equipment purchase and sharing agreement.

IT IS NOW AGREED that Mahaska County and Marion County enter into an agreement pursuant to Chapter 28E of the Code of Iowa providing for cooperative action pursuant to the purchase, use and maintenance of the portable traffic lights;

NOW, THEREFORE BE IT RESOLVED; the Mahaska County Board of Supervisors hereby approve and authorize the execution of the Agreement between the Counties of Marion and Mahaska pursuant to Iowa Code Chapter 28E.

Passed and Approved by the Board of Supervisors this 1st day of June 2020.

It was moved by Wanders seconded by Parker to approve 28E agreement with Marion County for maintenance of portable traffic lights purchased under a traffic safety improvement program grant from Iowa DOT as presented. All present voted aye. Motion carried.

Public Comments: None.

It was moved by Wanders seconded Groenendyk to adjourn. All present voted aye. Motion carried.

Attest: _____

Susan L. Brown
Mahaska County Auditor

Mark Groenendyk
Mahaska County Board of Supervisors